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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/069,831	02/26/2002	Hidekazu Sato	9683/104	5382

7590 03/21/2006

Brinks Hofer Gilson & Lione
PO Box 10395
Chicago, IL 60610

EXAMINER

SHIN, KYUNG H

ART UNIT	PAPER NUMBER
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2143

DATE MAILED: 03/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

**Advisory Action
Before the Filing of an Appeal Brief**

Application No.

10/069,831

Applicant(s)

SATO ET AL.

Examiner

Kyung H. Shin

Art Unit

2143

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 27 February 2006 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE.

1. ☒ The reply was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affidavit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods:

- a) ☐ The period for reply expires _____ months from the mailing date of the final rejection.
b) ☒ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
Examiner Note: If box 1 is checked, check either box (a) or (b). ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

NOTICE OF APPEAL

2. ☐ The Notice of Appeal was filed on _____. A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal (37 CFR 41.37(a)), or any extension thereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since a Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a).

AMENDMENTS

3. ☐ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because
(a) ☐ They raise new issues that would require further consideration and/or search (see NOTE below);
(b) ☐ They raise the issue of new matter (see NOTE below);
(c) ☐ They are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
(d) ☐ They present additional claims without canceling a corresponding number of finally rejected claims.
NOTE: _____. (See 37 CFR 1.116 and 41.33(a)).

4. ☐ The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324).
5. ☐ Applicant's reply has overcome the following rejection(s): _____.
6. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
7. ☒ For purposes of appeal, the proposed amendment(s): a) ☐ will not be entered, or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.
The status of the claim(s) is (or will be) as follows:
Claim(s) allowed: _____.
Claim(s) objected to: _____.
Claim(s) rejected: 27-42.
Claim(s) withdrawn from consideration: _____.

AFFIDAVIT OR OTHER EVIDENCE

8. ☐ The affidavit or other evidence filed after a final action, but before or on the date of filing a Notice of Appeal will not be entered because applicant failed to provide a showing of good and sufficient reasons why the affidavit or other evidence is necessary and was not earlier presented. See 37 CFR 1.116(e).
9. ☐ The affidavit or other evidence filed after the date of filing a Notice of Appeal, but prior to the date of filing a brief, will not be entered because the affidavit or other evidence failed to overcome all rejections under appeal and/or appellant fails to provide a showing a good and sufficient reasons why it is necessary and was not earlier presented. See 37 CFR 41.33(d)(1).
10. ☐ The affidavit or other evidence is entered. An explanation of the status of the claims after entry is below or attached.

REQUEST FOR RECONSIDERATION/OTHER

11. ☒ The request for reconsideration has been considered but does NOT place the application in condition for allowance because:
See Continuation Sheet.
12. ☐ Note the attached Information Disclosure Statement(s). (PTO/SB/08 or PTO-1449) Paper No(s). _____.
13. ☐ Other: _____.


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Continuation of 11. does NOT place the application in condition for allowance because:

1.1 Applicant argues that the referenced prior art " ... described by Kurashima teaches away from individually identify the clients ... " (see Remarks Page 3, Lines 4-5) ; " ... Kurashima ... to provide services to all clients generically without individually identifying such clients ... " (see Remarks Page 3, Lines 19-20) ; " ... Kurashima teaches away and is wholly unconcerned with identifiers allotted with communications devices (or clients) ... " (see Remarks Page 4, Lines 23-24)

The Kurashima (6,694,350) prior art does not teach away from the invention and is concerned with identifiers allotted to particular clients. The Kurashima (6,694,350) prior art discloses a broadcast capability for the communication of information to clients. (see Kurashima col. 8, lines 53-55: delivery type ; col. 8, lines 55-58: broadcast information) But also, the Kurashima (6,694,350) prior art specifically discloses that the identification information can be specific for a particular client. The information is prepared individually and different for each particular client. (see Kurashima col. 8, lines 53-55: delivery type ; col. 8, lines 58-65: individually specified information)

1.2 Applicant argues that the referenced prior art does not disclose " ... extracting a communication parameter stored in association with the notified telephone number ... " (see Remarks Page 4, Lines 5-6) ; " ... extract from a storing unit a communications parameter corresponding to a received telephone number allotted to a mobile phone ... " (see Remarks Page 5, Lines 10-11) ; " ... extract, from a plurality of communications parameters stored in the storing unit, a communication parameter corresponding to the identifier received by the receiving unit ... " (see Remarks Page 5, Lines 25-27)

The Kurashima (6,694,350) and Matsumoto (6,446,043) prior art combination disclose the capability to search a database (i.e. storing unit) for communications information utilizing a search parameter, which is designated as a directory name. The Kurashima (6,694,350) and Matsumoto (6,446,043) prior art combination disclose that the directory name can be the name of each user or an employee number (i.e. any arbitrary number, or a telephone number). (see Matsumoto col. 5, lines 13-19; col. 35-37; col. 6, lines 12-18: directory name (i.e. name, employee name, identifying piece of information)) And, a search result (i.e. communications information) is retrieved at the completion of the search. (see Matsumoto col. 5, lines 56-59: search result retrieved) The telephone number is specifically disclosed as one of the parameters contained within the communications information. (see Matsumoto col. 6, lines 19-24: telephone number)